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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/541,625	Heinz-Dieter Metzemacher	P-1263

INTERNATIONAL APPLICATION NO.
PCT/EP04/00071

Scott R Cox  
500 W Jefferson Street  
Suite 2100  
Louisville, KY 40202

I.A. FILING DATE	PRIORITY DATE
01/08/2004	01/08/2003

**CONFIRMATION NO. 8299**

**371 FORMALITIES LETTER**



\*OC000000018155542\*

Date Mailed: 03/01/2006

## NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 07/06/2005
- English Translation of the IA filed on 07/06/2005
- Copy of the International Search Report filed on 07/06/2005
- Copy of IPE Report filed on 07/06/2005
- Copy of Annexes to the IPER filed on 07/06/2005
- Preliminary Amendments filed on 07/06/2005
- Information Disclosure Statements filed on 08/25/2005
- Request for Immediate Examination filed on 07/06/2005
- U.S. Basic National Fees filed on 07/06/2005
- Priority Documents filed on 07/06/2005
- Non-English Language Application filed on 07/06/2005
- Specification filed on 07/06/2005
- Claims filed on 07/06/2005
- Abstracts filed on 07/06/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the

missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Surcharge.

Additionally the following defects have been observed:

- The translations of Annexes are canceled since the translations were not submitted prior to 30 months from the priority date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

BARBARA A CAMPBELL

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**PART 2 - OFFICE COPY**

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